IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA ASHEVILLE DIVISION

CIVIL NO. 1:08CV304-T-02 (1:05CR1-T)

Petitioner,	,
)
vs.) <u>ORDER</u>
UNITED STATES OF AMERICA,)
Respondent.)
·))))

THIS MATTER is before the Court on Petitioner's motion for reconsideration of the dismissal of his motion to vacate, set aside, or correct sentence pursuant to 28 U.S.C. § 2255. See Memorandum and Order of Dismissal, filed July 17, 2008.

Petitioner's § 2255 motion was dismissed as time-barred. *Id.* at 7. Petitioner's motion for reconsideration does not address this issue, but rather restates the claims and arguments presented in his § 2255. Because Petitioner presents no new basis for the Court to reconsider the timeliness of his § 2255 motion, such relief is denied.

IT IS, THEREFORE, ORDERED that the Petitioner's motion for reconsideration is **DENIED**.

Signed: August 21, 2008

Lacy H. Thornburg United States District Judge